UNITED STATES DISTRICT COURT FOR THE NORTHERN DISTRICT OF TEXAS (DALLAS DIVISION)

United States,) Civil Action No. 3:13-CV-3236-K
Plaintiff,)
v.)
Luminant Generation Company, LLC, and Big Brown Power Company, LLC,)))
Defendants.)

JOINT DESIGNATION OF SUBSTITUTE MEDIATOR

Pursuant to the Court's Scheduling Order (Doc. No. 66) of June 16, 2015, the parties jointly designate the following mediator, as a substitute for the previously designated mediator who was already booked the first two weeks of February:

The Honorable Karen Brown Willcutts (Ret.) JAMS 8401 N. Central Expressway, Suite 610 Dallas, Texas 75225 (214) 891-4523 (telephone) (214) 720-6010 (facsimile) Dated: February 4, 2016

Respectfully submitted,

FOR THE UNITED STATES OF AMERICA

JOHN C. CRUDEN

Assistant Attorney General

Environment and Natural Resources Division

United States Department of Justice

/s/ Claire Woods

ANNA CROSS

KATHERINE VANDERHOOK-GOMEZ

CLAIRE WOODS

IVA ZIZA

DANIEL SMITH

Attorneys

Environmental Enforcement Section

Environment and Natural Resources Division

United States Department of Justice

P.O. Box 7611

Ben Franklin Station

Washington, DC 20044-7611

Telephone: 202.305.0402 Facsimile: 202.514.0097

claire.woods@usdoj.gov

JOHN R. PARKER

United States Attorneys for the Northern

District of Texas

DIMITRI ROCHA

Assistant United States Attorney United States Attorney's Office, Northern District of Texas 1100 Commerce Street, Third Floor Dallas, TX 75242-1699 FOR LUMINANT GENERATION COMPANY, LLC AND BIG BROWN POWER COMPANY, LLC

/s/ Michael L. Raiff

William B. Dawson, SBN 05606300

wdawson@gibsondunn.com

Michael L. Raiff, SBN 00784803

mraiff@gibsondunn.com

Russell H. Falconer, SBN 24069695

GIBSON, DUNN & CRUTCHER, LLP

2100 McKinney Avenue, Suite 1100

Dallas, TX 75201

Telephone: 214.698.3100

Facsimile: 214.571.2900

P. Stephen Gidiere, III, SBN 24077984

sgidiere@balch.com

C. Grady Moore, III

gmoore@balch.com

Alabama State Bar No. ASB8266O64C

Thomas Lee Casey, III

tcasey@balch.com

Alabama State Bar No. ASB5572A27C

BALCH & BINGHAM LLP

1901 Sixth Ave. North, Suite 1500

Birmingham, AL 35203

Telephone: 205.226.8735

Facsimile: 205.488.5694

Daniel J. Kelly, SBN 24041229

dan.kelly@energyfutureholdings.com

Associate General Counsel

ENERGY FUTURE HOLDINGS CORP.

1601 Bryan Street, 43rd Floor

Dallas, Texas 75201

Telephone: 214.812.7182 Facsimile: 214.812.6075

CERTIFICATE OF SERVICE

On February 4, 2016, I electronically submitted the foregoing document with the clerk of court for the U.S. District Court, Northern District of Texas, using the electronic case filing system of the court. I hereby certify that I have served all counsel and/or pro se parties of record electronically or by another manner authorized by the Federal Rule of Civil Procedure 5(b)(2).

<u>s/ Claire H. Woods</u> Claire H. Woods